

CUMULATIVE INDEX for VOLUME 5

This index includes all the material published in Volume 5 of Business Entities. References are to the issue number, page, and bi-monthly period of publication.

Charitable Contributions

Grants by Charitable Fund Organized to Aid Employees Not Taxable to Recipients Under 102(c), by Steven I. Klein & Stephen R. Looney, 5 BET 58, May/June '03

Choice of Entity

Tax Considerations in Choice of Entity Decision, by Mary A. McNulty & Michelle M. Kwon, 5 BET 20, Nov./Dec. '03

Closely Held Corporations

Shareholder Agreements for Closely Held Corporations, by Stephen R. Looney & Ronald A. Levitt, 5 BET 20 Jan./Feb. '03

Compensation Planning

How Lower Tax Rates on Dividends and Capital Gains Impact Saving and Investing, by William T. Knox IV & Christopher J. Cordaro, 5 BET 32, Nov./Dec. '03

Corporations

Minority Interest Discounts Not Applicable in Determining Gain on Property Distributions, by Steven I. Klein & Stephen R. Looney, 5 BET 61, Jan./Feb. '03

Payment in Stock Redemption Not Essentially Equivalent to a Dividend, by Steven I. Klein & Stephen R. Looney, 5 BET 54, May/June '03

Proposed Regs on Redetermining Stock Basis of Subsidiary Member of Consolidated Group, by Steven I. Klein & Stephen R. Looney, 5 BET 59, Jan./Feb. '03

Proposed Regs on Proper Adjustment of Basis When Proceeds of Stock Redemption Treated as Dividend Redemption, by Steven I. Klein & Stephen R. Looney, 5 BET 56, Jan./Feb. '03

Proposed Regs on Reporting Inversion Transactions, by Steven I. Klein & Stephen R. Looney, 5 BET 59, Jan./Feb. '03

Section 357(c) Gain when Taxpayers Personally Liable as Guarantors, by Steven I. Klein & Stephen R. Looney, 5 BET 60, Jan./Feb. '03

Tax Treatment of Merger of Parent Corporation into Partnership to Effect a Conversion, by Steven I. Klein & Stephen R. Looney, 5 BET 54, May/June '03

Disregarded Entities

Disregarded Entity Not Disregarded for Purposes of Applying TEFRA Exception, by Carol Kulish Harvey, Michelle M. Kwon, & Jim Tod, 5 BET 56, Mar./Apr. '03

Proposed Reg Limiting Change of Classification of Foreign Entity to Disregarded Entity Withdrawn, by Steven I. Klein & Stephen R. Looney, 5 BET 46, Sept./Oct. '03

Merger of Target into Disregarded Entity Followed by Drop of Target's Assets to Partnership Is an "A" Merger, by Carol Kulish Harvey, Michelle M. Kwon, & Jim Tod, 5 BET 55, Mar./Apr. '03

Temporary Regs Issued for Mergers Involving Disregarded Entities, by Carol Kulish Harvey, Michelle M. Kwon, & Jim Tod, 5 BET 55, Mar./Apr. '03

Entity Classification

Classification of Business Entity Owned as Community Property, by Steven I. Klein & Stephen R. Looney, 5 BET 62, Jan./Feb. '03

Late Entity Classification Election Expanded, by Steven I. Klein & Stephen R. Looney, 5 BET 61, Jan./Feb. '03

Estate and Personal Planning

Handling Family Limited Partnership Issues, by Richard H. Greenberg, 5 BET 42 Jan./Feb. '03

Valuation of Interests "in Transit" in Family Limited Partnerships: Part 1, by Jerald David August & Guy B. Maxfield, 5 BET 6, Sept./Oct. '03

Valuation of Interests "in Transit" in Family Limited Partnerships: Part 2, by Jerald David August & Guy B. Maxfield, 5 BET 20, Nov./Dec. '03

Intangibles

Proposed Regs on Capitalizing Costs of Intangibles, by Carol Kulish Harvey, Michelle M. Kwon, & Jim Tod, 5 BET 52, Mar./Apr. '03

Interview

Plaine, Lloyd Leva, 5 BET 26, July/Aug. '03

Steinberg, Lewis R., 5 BET 42, May/June '03

Thompson, Jr., Samuel C., 5 BET 36, Jan./Feb. '03

Legislation

California Considers Restrictions on S Corp Status, by Katherine Quigley Denham, Carol Kulish Harvey, & Jim Tod, 5 BET 53, July/Aug. '03

Introduction of President's Tax Bill, by Steven I. Klein & Stephen R. Looney, 5 BET 62, May/June '03

JGTRRA (2003 Act), by Steven I. Klein & Stephen R. Looney, 5 BET 40, Sept./Oct. '03

Key Legislative Developments Relative to S Corps, by Katherine Quigley Denham, Carol Kulish Harvey, & Jim Tod, 5 BET 52, July/Aug. '03

Prospective Legislation Relevant to S Corps, by Carol Kulish Harvey, Michelle M. Kwon, & Jim Tod, 5 BET 52, Mar./Apr. '03

Ways & Means Chairman Introduces Bill that Includes S Corp Proposals, by Carol Kulish Harvey, Michelle M. Kwon, & Jim Tod, 5 BET 50, Nov./Dec. '03

Limited Liability Companies

Albright: SMLLC Not an Appropriate Asset Protection Vehicle, by Thomas E. Rutledge & Thomas Earl Geu, 5 BET 16, Sept./Oct. '03

IRS to Follow 1997 Proposed Regs in Applying Self Employment Tax Rules to LLCs, by Steven I. Klein & Stephen R. Looney, 5 BET 48, Sept./Oct. '03

Loans

Amounts Received by Oakland Raiders Treated as Loans, by Steven I. Klein & Stephen R. Looney, 5 BET 49, May/June '03

Loans to Start-Ups Represent True Debt, by Steven I. Klein & Stephen R. Looney, 5 BET 51, May/June '03

Partnerships

Anti-Abuse Rules Prohibit Shifting Loss to New Partner, by Carol Kulish Harvey, Michelle M. Kwon, & Jim Tod, 5 BET 47, Mar./Apr. '03

Bankruptcy Court Holds that Chapter 7 Debtor Can Be Treated as Owning his Single Member LLC's Assets, by Katherine Quigley Denham, Carol Kulish Harvey, & Jim Tod, 5 BET 58, July/Aug. '03

Certiorari Granted on Ninth Circuit's Decision in Galletti, by Carol Kulish Harvey, Michelle M. Kwon, & Jim Tod, 5 BET 46, Nov./Dec. '03

Closing Election for Partnerships that Invest in Tax-Exempts Expanded, by Carol Kulish Harvey, Michelle M. Kwon, & Jim Tod, 5 BET 44, Mar./Apr. '03

Court Holds that IRS Did Not Violate Confidentiality of Returns, by Katherine Quigley Denham, Carol Kulish Harvey, & Jim Tod, 5 BET 58, July/Aug. '03

Conversion of Corp into LLC Does Not Result in Sale or Exchange of Debt Instrument, by Katherine Quigley Denham, Carol Kulish Harvey, & Jim Tod, 5 BET 57, July/Aug. '03

Drafting Partnership Allocation Agreements, by Terence Floyd Cuff, 5 BET 22, Mar./Apr. '03

Exercise of Option to Invest in Partnership Was a Disguised Sale, by Carol Kulish Harvey, Michelle M. Kwon, & Jim Tod, 5 BET 45, Mar./Apr. '03

Final 705 Regs, by Katherine Quigley Denham, Carol Kulish Harvey, & Jim Tod, 5 BET 55, July/Aug. '03

Foreign Partnership Reporting Regs, by Carol Kulish Harvey, Michelle M. Kwon, & Jim Tod, 5 BET 44, Mar./Apr. '03

IRS Finalizes Withholding Agreements for Foreign Partnerships and Trusts and Modifies QI Withholding Agreement, by Carol Kulish Harvey, Michelle M. Kwon, & Jim Tod, 5 BET 48, Nov./Dec. '03

Litigation Developments in the Partnership and LLC Arenas, by William H. Caudill, 5 BET 4, July/Aug. '03

New Regs to Deter Partnership Son of Boss Transactions, by Carol Kulish Harvey, Michelle M. Kwon, & Jim Tod, 5 BET 47, Nov./Dec. '03

Noncompensatory Partnership Options, by Holly T. Belanger & Monica Odoy, 5 BET 30, May/June '03

No Non-Tax Business Purpose for Partnership Proves Fatal, by Carol Kulish Harvey, Michelle M. Kwon, & Jim Tod, 5 BET 42 (Mar./Apr. '03)

Notice Deals with Transfers of Compensatory Options to Related Persons, by Carol Kulish Harvey, Michelle M. Kwon, & Jim Tod, 5 BET 49, Nov./Dec. '03

Partnership Disguised Sales Rules Examined, by Carol Kulish Harvey, Michelle M. Kwon, & Jim Tod, 5 BET 46, Mar./Apr. '03

Proposed Regs Give Partnerships Guidance on Section 1446 Withholding Tax, by Carol Kulish Harvey, Michelle M. Kwon, & Jim Tod, 5 BET 49, Nov./Dec. '03

Proposed Reg Would Expand Rebooking Partnership Capital Accounts, by Steven I. Klein & Stephen R. Looney, 5 BET 47, Sept./Oct. '03

Proposed Regs on Tax Treatment Noncompensatory Partnership Options, by Carol Kulish Harvey, Michelle M. Kwon, & Jim Tod, 5 BET 43, Mar./Apr. '03

TEFRA Small Partnership Exception Applies to Partnerships with Tax-Exempt or Foreign Partner, by Carol Kulish Harvey, Michelle M. Kwon, & Jim Tod, 5 BET 48, Nov./Dec. '03

Three-Year Statute of Limitations on Assessments Applies to Partners who Do Not Materially Participate, by Carol Kulish Harvey, Michelle M. Kwon, & Jim Tod, 5 BET 43, Mar./Apr. '03

Procedure

Proposed Regs Place Restrictions on Accuracy Related Penalty, by Carol Kulish Harvey, Michelle M. Kwon, & Jim Tod, 5 BET 54, Mar./Apr. '03

Real Estate

Basics of Deferred Like-Kind Exchanges, by Terence Floyd Cuff, 5 BET 28, Sept./Oct. '03

Research and Development

R&D Expense Must Be Included in Combined Taxable Income of Company and its Sub, by Steven I. Klein & Stephen R. Looney, 5 BET 52, May/June '03

Taxation of and Financial Accounting for Computer Software, by Spence Wise & J. Ralph Byington, 5 BET 34, Mar./Apr. '03

RICS, REMICS, and REITS

Real Estate Investment Trust Improvement Act, by Joseph G. Howe III, 5 BET 38, Nov./Dec. '03

State Taxation

Compliance Challenges for Pass-throughs and Tax Administrators, by Faranak Naghavi, Bruce P. Ely, & Rebecca Bertothy, 5 BET 14, May/June '03

State Income Tax Treatment of Selling Joint Venture Interest, by Scott D. Smith & Sharlene Amitay, 5 BET 6, Mar./Apr. '03

Subchapter C

Conversion of Corp to Limited Partnership to Trigger Worthless Stock Deduction Disallowed, by Carol Kulish Harvey, Michelle M. Kwon, & Jim Tod, 5 BET 46, Mar./Apr. '03

Corporate Separations Under Section 355, by Steven I. Klein & Stephen R. Looney, 5 BET 41, Sept./Oct. '03

Delay in Tax Shelter and List Maintenance Regs, by Carol Kulish Harvey, Michelle M. Kwon, & Jim Tod, 5 BET 55, Mar./Apr. '03

Distributions of Stock from Qualified Trust for Purposes of Section 382 Ownership Change, by Steven I. Klein & Stephen R. Looney, 5 BET 43, Sept./Oct. '03

Impact of Sarbanes-Oxley on Cashless Stock Options, by Jeffrey A. Hyman, 5 BET 16 Jan./Feb. '03

Merging with Disregarded Entities Under New Temporary Regs, by Michele Coad Shahroody and David J. Stalter, 5 BET 4, May/June '03

Spun-Off Corporations whose Assets Acquired by Unrelated Corp Can Satisfy "Substantially All" Test, by Steven I. Klein & Stephen R. Looney, 5 BET 45, Sept./Oct. '03

Taxpayers Can Avoid Step Transaction Doctrine by Making 338(h)(10) Election, by Steven I. Klein & Stephen R. Looney, 5 BET 44, Sept./Oct. '03

Subchapter S

Delaying Effective Date of S Corporation/ESOP Anti-Abuse Legislation Addressed, by Carol Kulish Harvey, Michelle M. Kwon, & Jim Tod, 5 BET 48, Mar./Apr. '03

Direct Rollover of Stock from ESOP to Partnership's IRA Allowed, by Steven I. Klein & Stephen R. Looney, 5 BET 57, May/June '03

Directors Agreements May Cause Qualifying Shares to Be Separate Class of Stock, by Katherine Quigley Denham, Carol Kulish Harvey, & Jim Tod, 5 BET 55, July/Aug. '03

Eluding LIFO Recapture Provisions of Subchapter S: Part 1, by James P. Dawson & David E. Larue, 5 BET 40, July/Aug. '03

Eluding LIFO Recapture Provisions of Subchapter S: Part 2, by James P. Dawson & David E. Larue, 5 BET 22, Sept./Oct. '03

ESOP Must Adjust Basis in S Corp Stock for its Pro Rata Share of S Corp's Income, Loss, Deduction, and Credit, by Steven I. Klein & Stephen R. Looney, 5 BET 56, May/June '03

Extension of Warrant Not Treated as Creating Second Class of Stock, by Katherine Quigley Denham, Carol Kulish Harvey, & Jim Tod, 5 BET 54, July/Aug. '03

Filing Bankruptcy Petition by S Corp Does Not Terminate S Election, by Steven I. Klein & Stephen R. Looney, 5 BET 49, Sept./Oct. '03

Final Regs on QSST Elections for Testamentary Trusts, by Carol Kulish Harvey, Michelle M. Kwon, & Jim Tod, 5 BET 52, Nov./Dec. '03

Financially Distressed S Corporations, by C. Wells Hall III, Frederick N. Widen, & Martin A. Culhane III, 5 BET 4 Jan./Feb. '03

Guidance on Failure to Make Timely Installment Payments of LIFO Recapture Tax, by Carol Kulish Harvey, Michelle M. Kwon, & Jim Tod, 5 BET 55, Mar./Apr. '03

Guidance on Relief for Late S Corp Elections, by Katherine Quigley Denham, Carol Kulish Harvey, & Jim Tod, 5 BET 54, Nov./Dec. '03

Income from Use of Copyrighted Property Is Not Built-In Gain, by Carol Kulish Harvey, Michelle M. Kwon, & Jim Tod, 5 BET 52, Mar./Apr. '03

IRS Rules on Built-In Gains Consequences of Law Firm's Contingent Fee Arrangement, by Carol Kulish Harvey, Michelle M. Kwon, & Jim Tod, 5 BET 53, Nov./Dec. '03

Life Tenant Qualifies as a QSST, by Carol Kulish Harvey, Michelle M. Kwon, & Jim Tod, 5 BET 51, Mar./Apr. '03

Officers Are Employees and Not Entitled to 530 Relief, by Steven I. Klein & Stephen R. Looney, 5 BET 55, May/June '03

Priority Guidance Plan for 2003-2004 Includes S Corp Items, by Carol Kulish Harvey, Michelle M. Kwon, & Jim Tod, 5 BET 52, Nov./Dec. '03

Request for Late S Corporation Relief Denied, by Carol Kulish Harvey, Michelle M. Kwon, & Jim Tod, 5 BET 54, Nov./Dec. '03

S Corp and QSub Elections Trigger Recognition of Deferred Intercompany Gains, by Carol Kulish Harvey, Michelle M. Kwon, & Jim Tod, 5 BET 49, Mar./Apr. '03

S Corp Can Make Distributions to Shareholders Based on Prior Stock Ownership, by Steven I. Klein & Stephen R. Looney, 5 BET 57, May/June '03

Section 7519 Payments Held to Be Taxes, by Katherine Quigley Denham, Carol Kulish Harvey & Jim Tod, 5 BET 53, July/Aug. '03

State Law Dissolution and Reincorporation Does Not Terminate S Election, by Carol Kulish Harvey, Michelle M. Kwon, & Jim Tod, 5 BET 51, Mar./Apr. '03

Substantial Services by Officers Made them Employees, by Carol Kulish Harvey, Michelle M. Kwon & Jim Tod, 5 BET 49, Mar./Apr. '03

Temporary and Proposed Regs on S Corp ESOPS, by Carol Kulish Harvey, Michelle M. Kwon, & Jim Tod, 5 BET 52, Nov./Dec. '03

Waiver of Five-Year Requirement to Reconsolidate Following Termination of S Election Disallowed, by Carol Kulish Harvey, Michelle M. Kwon, & Jim Tod, 5 BET 51, Mar./Apr. '03

Ways & Means Holds Hearing on S Corporation Reforms, by Steven I. Klein & Stephen R. Looney, 5 BET 50, Sept./Oct. '03

Tax Shelters

Final Tax Shelter Reporting and List Maintenance Regs Delayed, by Carol Kulish Harvey, Michelle M. Kwon, & Jim Tod, 5 BET 55, Mar./Apr. '03

Final Tax Shelter Disclosure and List Maintenance Regs, by Steven I. Klein & Stephen R. Looney, 5 BET 60, May/June '03

New Tax Shelter Disclosure and Investor List Regs, Colman J. Burke, 5 BET 12, Mar./Apr. '03

Proposed Regs on Tax Shelter Reporting and List Maintenance, by Steven I. Klein & Stephen R. Looney, 5 BET 53, Jan./Feb. '03

Temporary Consolidated Return Duplicated Loss Disallowance Regs Re-Aim at Tax Shelters, by Jasper L. Cummings, Jr., 5 BET 20, July/Aug. '03

Trusts

Distributions from Farming Activity Conducted by Trusts Not Subject to SECA Tax, by Steven I. Klein & Stephen R. Looney, 5 BET 59, May/June '03

AUTHOR INDEX

August, Jerald David
& Maxwell, Guy B.,5 BET 6, Sept./Oct. '03

August, Jerald David
& Maxfield, Guy B.,5 BET 20, Nov./Dec. '03

Belanger, Holly
T. & Oday, Monica,5 BET 30, May/June '03

Burke, Colman J.,5 BET 12, Mar./Apr. '03

Caudill, William H.,5 BET 4, July/Aug. '03

Cuff, Terence Floyd,5 BET 22, Mar./Apr. '03

Cuff, Terence Floyd,5 BET 28, Sept./Oct. '03

Cummings, Jr., Jasper L., 5 BET 20, July/Aug. '03

Dawson, James P. &
Larue, David E.,5 BET 40, July/Aug. '03

Dawson, James P. &
Larue, David E.,5 BET 22, Sept./Oct. '03

Denham Quigley,
Katherine, Kulish Harvey,
Carol, & Tod Jim,5 BET 51, July/Aug. '03

Greenberg, Richard H., ..5 BET 42, Jan./Feb. '03

Hall III, C. Wells,
Widen, Frederick N., &
Culhane III, Martin A.,5 BET 4, Jan./Feb. '03

Howe III, Joseph G.,5 BET 38, Nov./Dec. '03

Hyman, Jeffrey A.,5 BET 16 Jan./Feb. '03

Klein, Steven I. &
Looney, Stephen R.,5 BET 53 Jan./Feb. '03

Klein, Steven I. &
Looney, Stephen R.,5 BET 49, May/June '03

Klein, Steven I. &
Looney, Stephen R.,5 BET 40, Sept./Oct. '03

Knox IV, William T. &
Cordaro, Christopher J., .5 BET 32, Nov./Dec. '03

Kulish Harvey, Carol,
Kwon, Michelle M., &
Tod, Jim,5 BET 42, Mar./Apr. '03

Kulish Harvey, Carol, Kwon,
Michelle M., & Tod, Jim, 5 BET 46, Nov./Dec. '03

Looney Stephen R. &
Levitt, Ronald A.,5 BET 20, Jan./Feb. '03

McNulty, Mary A. &
Kwon, Michelle M.,5 BET 4, Nov./Dec. '03

Naghavi, Faranak, Ely, Bruce P.,
& Barto, Rebecca,5 BET 14, May/June '03

Plaine, Lloyd Leva
Interview,5 BET 26, July/Aug. '03

Rutledge, Thomas E. &
Geu, Thomas Earl,5 BET 16, Sept./Oct. '03

Shahroody, Michele Coad
& Stalter, David J.,5 BET 4, May/June '03

Smith, Scott D. &
Amitay, Sharlene,5 BET 6, Mar./Apr. '03

Steinberg, Lewis R.
Interview,5 BET 42, May/June '03

Thompson, Jr., Samuel C.
Interview,5 BET 36, Jan./Feb. '03

Wise, Spence & Byington,
J. Ralph,5 BET 34, Mar./Apr. '03

